

LYNDON CITY COUNCIL
REGULAR MEETING MINUTES OF
DECEMBER 3, 2012

The Lyndon City Council met in regular session on Monday, December 3, 2012, 7:30 p.m., at City Hall.

Members Present: Darby Kneisler, Bill Patterson, Mayor Kay Jones, Wayne Howard, Brandon Smith (7:40 p.m.)

Members Absent: Doug Watson

Others Present: Kimberly Newman, City Administrator
Julie Stutzman, Deputy Clerk
Darrel Manning, Chief of Police/Zoning Administrator
David Wilson, Maintenance Supervisor
Jeremy Gaston, Herald-Chronicle

1. CALL TO ORDER: Mayor Jones called the meeting to order.
2. ROLL CALL: The City Clerk called roll.
3. ADOPTION OF MINUTES OF PREVIOUS MEETING: A motion was made by Kneisler to approve the adjourned meeting minutes of November 19th, 2012 as presented. Howard seconded, motion carried.
4. CORRESPONDENCE TO COUNCIL: None.
5. CITIZEN'S STATEMENTS AND PETITIONS: None.
6. UNFINISHED BUSINESS:
 - a) UTILITY ABATEMENT FOR 715 WASHINGTON: The City Administrator had discussed a possible utility abatement with the owner of the property. After some discussion, it was the consensus of the council that more information is needed which the City Administrator will gather. Matter was tabled.
 - b) LYNDON TERRACE APARTMENTS: The City Administrator stated that Raylen Phelon had come in to discuss the significant increases in his utilities at 722 Washington which had doubled due to the new rates for water, sewer and trash. The City Administrator stated this is subsidized housing and maybe the City should look into an exception for the 3 subsidized housing units in town. Matter was tabled.

- c) ZERR DE-ANNEXATION/VACATION: The City Administrator gave a copy of the email that she sent to David Yearout for the council to review regarding the de-annexation of Zerr's property. After brief discussion, matter was tabled.

7. NEW BUSINESS:

- a) MAIL BALLOT REFERENDUM: The City Administrator presented the council with the mail ballot rules and response from Rhonda Beets regarding the referendum. It was noted that statistics show that mail ballots usually get an 80% return; whereas, only a 15% turn out for spring elections. The cost to the City would be approximately \$700 for mail ballots. After brief discussion, a motion was made by Kneisler to put the half cent sales tax question on the April ballot. Smith seconded, motion carried with Howard voting no.
- b) KDOT CONNECTING LINKS RESOLUTION: The council was given a copy of the KDOT Connecting Links agreement for consideration. The City Attorney stated that he didn't remember the City ever signing a connecting link agreement with KDOT and recommended getting more information. After some discussion, the matter was tabled.
- c) CEREAL MALT BEVERAGE LICENSES: A motion was made by Patterson to authorize the mayor to sign the CMB license on behalf of the City for Buzzard's Pizza, Howard seconded, motion carried. A motion was made by Patterson to authorize the mayor to sign the CBM license on behalf of the City for Casey's General Store. Kneisler seconded, motion carried. A motion was made by Smith to authorize the mayor to sign the CMB license on behalf of the City for Lyndon 66 (Taylor Oil). Howard seconded, motion carried.
- d) COUNCIL MEETING DATES: After brief discussion of meetings times and dates, it was consensus of the council to have the City Attorney to draft an ordinance for consideration.
- e) HOLIDAY SCHEDULE: Moved to be discussed in executive session.

9. STAFF REPEORTS:

- a) POLICE: Each council member received a report of activity from the Police Department.
- b) PLANNING AND ZONING: Each council member received a report from Planning and Zoning listing approved building permits for November and the action approved for the Casey's Site Plan Application. It was noted that the next P&Z meeting will be Wednesday, December 5th at 6:30 p.m. The Zoning Administrator noted that they are working to update rules and regulations. The Mayor stated she would like the commission to revisit the regulations for mobile homes.

- c) MAINTENANCE: Each council member received an activity report from Maintenance.

The Mayor stated that Cory will be at the Bailey House tomorrow 12/4 and wanted to pass that information on to Dave.

- d) CITY ADMINISTRATOR: The City Administrator prepared and provided the Council with a report showing costs/revenue from Winterfest participation including the 5K run, parade, reindeer raffle and a list sponsors for the council to review.

The City Administrator provided the council a copy of the Pride budget for their review.

10. COUNCIL COMMENTS:

Patterson stated he scouted the area in the City Park for the Community Garden and agreed that the area proposed at the city park would be a workable area. The City Administrator stated that Erika Bradshaw was going to get one more sample from 319 Adams. Kneisler asked how the community garden works and the City Administrator stated a committee meets and sets guidelines, site costs, etc. Kneisler asks who pays for the water and the City Administrator stated the City would.

The City Administrator reported to the Council that the City was not awarded the Lyndon Legacy grant, however, would get the details and would resubmit at a later time. It was noted that the representative from the Area Agency on Aging had come to Lyndon and held an ornament craft time with the after school children. The children made cards that were going to be taken to the area nursing homes.

Patterson asked the City Administrator about the economic development board. The City Administrator stated that an ad had been put in the paper with no response and that is as far as it had progressed.

Smith stated that he was approached by the owner of Smoke Shak and asked how to go about getting an outside smoking area where they could also consume alcohol. The Zoning Administrator had talked to them also and had pointed them in the right direction and to call the ABC to get regulations.

Smith inquired about future events having beer gardens and wanted to know what it would take. There was discussion about where and what regulations have to be followed.

Patterson mentioned that SRTS had a meeting on the 26th of November and they are currently working on getting a timetable down and getting organized.

11. EXECUTIVE SESSION: A motion was made by Kneisler to adjourn to executive session for 30 minutes for personnel. Patterson seconded, motion carried.

Council reconvened and a motion was made by Patterson to close all city offices & buildings on December 24th for full time employees and will be compensated. Kneisler seconded, motion carried.

12. ADJOURNMENT: A motion was made by Patterson to adjourn to December 17th at 7:30 p.m. Howard seconded the motion, which carried.

Julie Stutzman

City Clerk